

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

R. ALEXANDER ACOSTA.

CASE NO. C17-0961JLR

**Plaintiff.**

## ORDER SCHEDULING ORAL ARGUMENT

HOA SALON ROOSEVELT, INC.,  
et al.,

## Defendants.

The court hereby SCHEDULES oral argument on the Defendants' motion for summary judgment (Dkt. # 30) for Wednesday, January 23, 2019, at 10:00 a.m. The court further DIRECTS the parties to prepare to respond to the following issues:

1. Why should the court not strike the declaration of Sherrie Chan (Chan Decl. (Dkt. # 36)) based on Plaintiff's failure to timely disclose this witness? See Fed. R. Civ. P. 22(a)(1)(A)(i); Fed. R. Civ. P. 37(c)(1);

R. Civ. P. 22(a)(1)(A)(i); Fed. R. Civ. P. 37(c)(1);

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2. If the court strikes Ms. Chan's declaration, what evidence, if any, remains in the record that would create a genuine dispute of material fact concerning Defendants' willful violation of the Fair Labor Standards Act?

Dated this 14th day of January, 2019.



JAMES L. ROBART  
United States District Judge